



STEVEN L. BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2011-386
May 25, 2011

RENEWAL ORDER OF IMPLEMENTATION
RELATING TO THE PROHIBITION AGAINST PRICE GOUGING

WHEREAS, on April 25, 2011, pursuant to Executive Order 2011-274, I, Steven L. Beshear, Governor of the Commonwealth of Kentucky, by virtue of the authority vested in me by the Constitution of the Commonwealth of Kentucky and by Chapter 39A of the Kentucky Revised Statutes, declared the existence of a State of Emergency throughout the Commonwealth of Kentucky due to conditions within state from severe thunderstorms, heavy rainfall, high winds and flooding which created a danger to public health and safety and caused extreme damage to public and private properties all across the state; and

WHEREAS, substantial power outages occurred across the state due to the severe thunderstorms and heavy rainfall including flash flooding and generalized flooding and power outages, all of which produced additional damages to public and private properties throughout the state; and

WHEREAS, on April 26, 2011, pursuant of Executive Order 2011-279, by virtue of the authority vested in me by the Constitution of the Commonwealth of Kentucky and by KRS Chapter 367, I reiterated the declaration of a State of Emergency and implemented the provisions of KRS 367.372 et seq. to protect the citizens of the Commonwealth from predatory pricing by unscrupulous providers of goods and services including but not limited to:

1. Consumer food items;
2. Goods or services used for emergency cleanup;
3. Emergency supplies;
4. Medical supplies;
5. Home heating oil;
6. Building materials;
7. Housing;
8. Transportation, freight, and storage services; and
9. Gasoline or other motor fuels; and

WHEREAS, I am empowered by the Constitution of the Commonwealth of Kentucky and Chapter 367 of the Kentucky Revised Statutes and specifically KRS 367.374(2) to renew and extend those protections for an additional period, not to exceed thirty (30) days, in order to continue to safeguard and protect the lives, property and welfare of the citizens of this state; and

WHEREAS, by letter dated May 24, 2011, the Attorney General has requested that I renew and extend the provisions of Executive Order 2011-279; and



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WHEREAS, federal individual assistance declarations are ongoing; people continue to purchase supplies necessary for recovery; the devastation is widespread and the need for protection from predatory pricing will continue beyond May 26, 2011:

NOW, THEREFORE, I, Steven L. Beshear, Governor of the Commonwealth of Kentucky, by virtue of the authority vested in me by the Constitution of the Commonwealth of Kentucky and Chapter 367 of the Kentucky Revised Statutes, do hereby renew implementation of the provisions of KRS 367.372, *et seq.*, as to the sale of goods and services in Kentucky, and do hereby ORDER and DIRECT that:

1. The provisions of Executive Order 2011-279 are hereby renewed, incorporated herein and made a part of this Order by reference.
2. The provisions of this Order shall remain in full force and effect for the duration of the State of Emergency herein referenced, subject to the applicable provisions of KRS 367.374(2). Accordingly, pursuant to KRS 367.376, the Division of Emergency Management shall immediately notify the public and those registered with the division concerning this renewal Order of implementation of the provisions of KRS 367.374, *et seq.*, as to the sale of goods and services in Kentucky, as well as the statutorily mandated termination of implementation.


STEVEN L. BESHEAR, GOVERNOR
Commonwealth of Kentucky


ELAINE N. WALKER
Secretary of State

RECEIVED AND FILED

DATE

5/25/11

ELAINE N. WALKER

SECRETARY OF STATE

COMMONWEALTH OF KENTUCKY

BY *L. J. H. H. H.*